

11-29-04

12CE/B
Ifw

Atty. Dkt. No. 025948-0104

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Frank M. Keese et al.

Title: FLEXIBLE COMPOSITES
WITH INTEGRAL FLIGHTS
FOR USE IN HIGH-
TEMPERATURE FOOD
PROCESSING EQUIPMENT
AND METHODS FOR
PRODUCING THE SAME

CERTIFICATE OF EXPRESS MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
EV 431585657	Nov. 26, 2004
(Express Mail Label Number)	(Date of Deposit)
Marcus Burch	
(Printed Name)	
_____ (Signature)	

Appl. No.: 09/608,649

Appl. Filing Date: 06/30/2000

Examiner: Donald J. Loney

Art Unit: 1772

PETITION TO WITHDRAW FROM ISSUE AND
REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop 313(c)
Office of Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Petition for Withdrawal from Issue under 37 C.F.R. § 1.313(c)(2) and includes a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

This RCE and the enclosed items listed below are being filed prior to the earliest of:
(1) abandonment of the application; and (2) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. § 141, or the commencement of a civil action under 35 U.S.C. § 145 or § 146 (unless the appeal or civil action is terminated).

12/01/2004 WABDEL R1 00000119 061447 09608649

01 FC:1801 790.00 DA

12/01/2004 WABDEL R1 00000119-061447 09608649

02 FC:1464- 130.00-DA

This RCE is being submitted after the payment of the issue fee, but is being submitted in conjunction with a petition under 37 C.F.R. § 1.313.

1. Petition under 37 C.F.R. § 1.313 including fee under 37 CFR § 1.17(h) (1 page)
2. Submission **required** under 37 C.F.R. §1.114: (check items that apply)
 - a. Previously submitted:
 - ☐ Please enter and consider the amendment/reply previously filed on ____.
 - ☐ Please consider the Affidavit(s)/Declaration(s) previously filed on ____ but not considered.
 - ☐ Please consider the arguments in the Appeal Brief or Reply Brief under 37 C.F.R. § 1.116 previously filed on ____.
 - ☐ Other ____.
 - b. Enclosed are:
 - ☐ Amendment/Reply.
 - ☐ Affidavit(s)/Declaration(s).
 - ☒ Information Disclosure Statement. (3 pages)
 - ☒ Form PTO/SB/08 with copies of 48 listed reference(s). (3 pages)
 - ☐ Other.

Miscellaneous:

- ☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ____ months.

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e):				\$790.00	= \$790.00
Total Claims:	36	- 38	= 0	x \$18.00	= \$0.00
Independents	4	- 6	= 0	x \$88.00	= \$0.00
First presentation of any Multiple Dependent Claims:				+ \$300.00	= \$0.00
CLAIMS FEE TOTAL:					= \$790.00

☐ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$110.00	0	\$0.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$430.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the third month:	\$980.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,530.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$2,080.00		\$0.00
EXTENSION FEE SUBTOTAL:				\$0.00
EXTENSION FEE ALREADY PAID: -				\$0.00
EXTENSION FEE TOTAL				\$0.00
CLAIMS AND EXTENSION FEE TOTAL:				\$790.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):			\$0.00
<input type="checkbox"/>	Suspension of action requested under 37 C.F.R. § 1.103(c)			\$0.00
PETITION FEE UNDER 37 CFR 1.313(a) & 1.17(h)				\$130.00
TOTAL FEE:				\$920.00

☒ Please charge Deposit Account No. 06-1447 in the amount of \$920.00. A duplicate copy of this transmittal is enclosed.

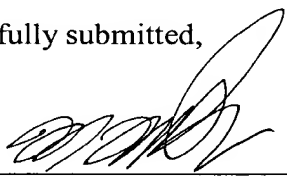
☐ A check in the amount of \$920.00 to cover the filing fee is enclosed.

[X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date Nov. 26, 2004

By 

FOLEY & LARDNER LLP
Customer Number: 26371
Telephone: (414) 297-5839
Facsimile: (414) 297-4900

Marcus A. Burch
Attorney for Applicant
Registration No. 52,673